



TPW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/674,211

Filing Date: September 29, 2003

Applicant: Kazem F. Sabet et al.

Group Art Unit: 2821

Examiner: Trinh Vo Dinh

Title: MULTIFUNCTION ANTENNA

Attorney Docket: EMAG-00003CC

Mail Stop Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

This is a Response to the Restriction Requirement mailed October 26, 2004. The Examiner has required restriction to one of the inventions in Group I, claims 1-18, drawn to an apparatus and a method of a multifunction antenna with a printed circuit board as depicted in figures 15 and 16, and Group II, claims 19 and 20, drawn to a method for fabricating a multifunction antenna with two PCBs as shown in figures 18 and 19. Applicant hereby elects Group I, claims 1-18, figures 15 and 16, with traverse. Reconsideration and withdrawal of this restriction requirement is respectfully requested.

It appears that the Examiner has required restriction because the inventions of Group I and II are separate species. Applicant submits that the inventions of Group I and Group II are related as defined in MPEP 806.04(b). Applicant further submits that in order for a restriction to be proper for related inventions, the Examiner must show one of a separate classification, a separate status in the art when the inventions are classifiable together or a different field of search, see MPEP 808.02. Applicant respectfully submits that the Examiner has not identified the classification area of the inventions of Group I and Group II, or provided an argument that the inventions of Group I and Group II have a separate status in the art. Therefore, Applicant respectfully submits that none of these criteria has been met and that the Restriction Requirement is not proper, and should be withdrawn.

It is believed that this application is in condition for allowance. If the Examiner believes that personal contact with Applicant's representative would expedite prosecution of this application, she is invited to call the undersigned at her convenience.

Respectfully submitted,

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Dated: 11/8/04



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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/674,211
		Filing Date	9-29-03
		First Named Inventor	Kazem F. Sabet et al.
		Art Unit	2821
		Examiner Name	Trinh Vo Dinh
Total Number of Pages in This Submission		Attorney Docket Number	EMAG-00003CC

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input type="checkbox"/> Return Receipt Postcard		
<table border="1"> <tr> <td>Remarks</td> </tr> <tr> <td>Applicant believes no fee to be due for the attached filing, however, should additional fees be due in order to prevent the abandonment of this application, please consider this as authorization to charge Deposit Account No. 501612 (Warn, Hoffmann, Miller & LaLane, P.C.) for any such fees due. A duplicate copy of this document is enclosed for this purpose.</td> </tr> </table>			Remarks	Applicant believes no fee to be due for the attached filing, however, should additional fees be due in order to prevent the abandonment of this application, please consider this as authorization to charge Deposit Account No. 501612 (Warn, Hoffmann, Miller & LaLane, P.C.) for any such fees due. A duplicate copy of this document is enclosed for this purpose.
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Warn, Burgess & Hoffmann, P.C. John A. Miller, Reg. No. 34,985
Signature	
Date	11-8-04

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Typed or printed name	John A. Miller, Reg. No. 34,985
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	Date 11-8-04

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